

Effective 5/12/2015

20A-11-1205 Use of public email for a political purpose.

- (1) Except as provided in Subsection (5), a person may not send an email using the email of a public entity, for a political purpose or to advocate for or against a ballot proposition.
- (2) The applicable election officer shall impose a civil fine against a person who violates Subsection (1) as follows:
 - (a) up to \$250 for a first violation; and
 - (b) except as provided in Subsection (3), for each subsequent violation committed after any applicable election officer imposes a fine against the person for a first violation, \$1,000 multiplied by the number of violations committed by the person.
- (3) The applicable election officer shall consider a violation of this section as a first violation if the violation is committed more than seven years after the day on which the person last committed a violation of this section.
- (4) For purposes of this section, one violation means one act of sending an email, regardless of the number of recipients of the email.
- (5) A person does not violate this section if the lieutenant governor finds that the email described in Subsection (1) was inadvertently sent, as a reply to an email received by the person described in Subsection (1), using the email of a public entity.
- (6) A violation of this section does not invalidate an otherwise valid election.

Enacted by Chapter 435, 2015 General Session